

**TWENTY FOURTH DAY**

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MORNING SESSION

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Senate Chamber, Olympia, Wednesday, June 5, 2013

The Senate was called to order at 11:00 a.m. by President Owen. No roll call was taken.

MOTION

On motion of Senator Fain, the reading of the Journal of the previous day was dispensed with and it was approved.

PERSONAL PRIVILEGE

Senator Frockt: “First of all, I think Senator Fain should put on a tie. Mr. President, I rise to express the sentiments of the Democratic Caucus. First of all, we appreciate the fact that we are scheduled, the adjournment today will be to come back tomorrow and our view is that we should be in session every day till the eleventh till the session is, special session is over and we should be working towards June 11<sup>th</sup> adjournment, to have our work completed by then. Secondly Mr. President, I rise to express the sense of the Democratic Caucus that we should be prepared to work tomorrow and run bills, address the Bracken issue. Time is of the essence of that matter and we wanted to make sure the Journal noted that we are prepared to be here to vote. To take whatever action is necessary, if there is an agreement or any action that might be required to address that issue as we know that there are checks and things that may be sent out in the very short term. So, we’re ready to be here. We’re ready to vote. We will have our members available at a moment’s notice and we would, just wanted to express that to the body and anybody who is looking at where we are today at the end of this special session. Thank you Mr. President.”

Pierce County  
Office of the County Council

STATE OF WASHINGTON  
COUNTY OF PIERCE

I, Denise D. Johnson, Clerk of the Pierce County Council, do hereby certify that the attached is a full, true, and correct copy of the following document:

RESOLUTION NO R2013-58

The original of this document is currently located in the Office of the County Council, 930 Tacoma Avenue South, Room 1046, Tacoma, Washington 98402.

IN WITNESS WEHROF, I have hereunto set my hand and affixed the official seal of Pierce County, Washington, this 4<sup>th</sup> day of June, 2013.

PIERCE COUNTY COUNCIL  
PIERCE COUNTY WASHINGTON

Denise D Johnson, CMC  
Clerk of the Pierce County Council

RESOLUTION NO. R2013-58

An Emergency Resolution of the Pierce County Council Appointing Steve O’Ban to the position of Washington State Senator, representing the 28<sup>th</sup> District; and Declaring an Emergency.

Whereas, the passing of Senator Mike Carrell, a Republican, on May 29, 2013, created a vacancy in the Washington State Senate representing the 28<sup>th</sup> District; and

Whereas, as prescribed by Article II, Section 15 of the Washington State Constitution, the Pierce County Republican Central Committee has submitted a list of three names of nominees to represent the 28<sup>th</sup> District in the State Senate; and

Whereas, pursuant to the Washington State Constitution, Article II, Section 15, the County Council shall fill the aforementioned vacancy by appointment from a list of three names submitted by the County Central Committee; and

Whereas, under the Council’s regular process, a resolution appointing an individual to fill the vacancy could not be heard until June 11, 2013; and

Whereas, June 11, 2013, is the last day of the Legislature’s Special Session; and

Whereas, the 28<sup>th</sup> Legislative District is situated entirely within Pierce County; and

Whereas, without a prompt appointment to fill the Senate vacancy, the voters of the 28<sup>th</sup> Legislative District will have no representation in the Washington State Senate as the final votes take place on critical measures affecting not only the 28<sup>th</sup> Legislative District but Pierce County and the State as a whole; and

Whereas, the Council has met and interviewed the three nominees; Now Therefore,

BE IT RESOLVED by the Council of Pierce County:

Section 1. This Emergency Resolution is necessary for the immediate support of the County government and its existing institutions since an immediate appointment will give the voters of the 28<sup>th</sup> Legislative District representation in the Washington State Senate during the final week of this Legislative Special Session on critical measures affecting not only the 28<sup>th</sup> Legislative District but Pierce County and the State as a whole. The Council hereby declares an emergency exists because of the vacancy and the critical point in the Legislature’s Special Session.

Section 2. Steve O’Ban is one of three individuals named on the list submitted by the Pierce County Republican Central Committee, and is qualified to fill the vacancy in the Washington State Senate, representing the 28<sup>th</sup> District.

Section 3. Steve O’Ban is hereby appointed to the position of Washington State Senator, representing the 28<sup>th</sup> District.

Adopted this 4<sup>th</sup> day of June, 2013

Attest:

Kate Kennedy  
Joyce McDonalds

Pierce County Council  
Pierce County, Washington

[Editor’s Note: Prior to the Senate convening, Senator Steve O’Ban was sworn into office by Washington State Supreme Court Justice Jim Johnson at 10:00 a.m., Wednesday, June 5, 2013 at the rostrum of the Senate.]

MOTION

At 11:03 a.m., on motion of Senator Fain, the Senate adjourned until 11:00 a.m. Thursday, June 6, 2013.

BRAD OWEN, President of the Senate

HUNTER GOODMAN, Secretary of the Senate



